

No. 74243

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office APR 24 2006

Returned to applicant for correction _____

Corrected application filed _____

Map filed JUN 01 1999 under 65166

The applicant **Fountainhead Holdings, LLC; Truckee Meadows Water Authority; and Lowell Family Limited Partnership** hereby makes application for permission to change the **Point of Diversion, Manner of Use, and Place of Use** of water heretofore appropriated under **Permit No. 49087**

1. The source of water is **Underground**
2. The amount of water to be changed **0.25 cfs but not to exceed 3.812 mga**
3. The water to be used for **Municipal and Domestic**
4. The water heretofore permitted for **Commercial and Domestic**
5. The water is to be diverted at the following point **Situate in the NE ¼ NE ¼ of Section 6, T. 18N., R. 20E., M.D.B.&M., or at a point from which the East ¼ corner of said Section 6 bears South 37° 00'00" East, a distance of 1,772.76 feet, map on file under Map No. 65166**
6. The existing permitted point of diversion is located within **The SE ¼ SE ¼ of Section 36, T. 19N., R. 19E., M.D.B.&M., or at a point from which the southeast corner of said Section 36 bears South 41° 05' East, a distance of 1,485 feet, see Map on file under Permit No. 49087.**
7. Proposed place of use **See attached Exhibit "A", the legal description as described in Application No. 69710 and shown on the map accompanying said Permit on file with the Division of Water Resources, State of Nevada.**
8. Existing place of use **A portion of the SE ¼ SE ¼ of Section 36, T. 19N., R. 19E., M.D.B.&M., Washoe County, NV. The place of use is depicted on the map filed with Permit No. 49087.**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **Water is pumped from TMWA's existing well (Longley Lane), treated at the site and placed in its distribution system to serve customers.**
12. Estimated cost of works **Completed**
13. Estimated time required to construct works **Completed**
14. Estimated time required to complete the application of water to beneficial use **Ten (10) years**

15. Remarks: This Application has three applicants each owning a portion of Permit No. 49087. The existing place of use has been parceled into Parcels 3A & 3B, Parcel Map 3866. The ownership of the water rights are as follows: Parcel 3A, Truckee Meadows Water Authority, 1.685 mga & Lowell Family Limited Partnership, 0.28 mga; Parcel 3B, Fountainhead Holdings, LLC, 1.847 mga. TMWA has Application 61790 pending in RFA and will withdraw it prior to permitting this Application.

By s/Kenneth C. Briscoe
Truckee Meadows Water Authority, P.O. Box 30013
Reno, NV 89520-3013

Compared mt/ag _____ lt/ gki _____

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, manner of use and place of use of the waters of an underground source as heretofore granted under Permit 49087 is issued subject to the terms and conditions imposed in said Permit 49087 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The permittee shall report to the State Engineer on a quarterly basis the effect of pumping the well under this permit on other previously existing wells that are located within 2,500 feet of the well under this permit.

Any pumping of water under this permit may be limited or prohibited to prevent any unreasonable adverse effects on an existing domestic well located within 2,500 feet of the well under this permit, unless the holder of this permit and the owner of the domestic well have agreed to alternative measures that mitigate adverse effects.

A monthly report shall be submitted to the State Engineer within 10 days from the end of each month which shall include the amount of water pumped from the well and the amount of water used.

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The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.25 cubic feet per second, but not to exceed 11.699 acre-feet annually.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

N/A

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

January 11, 2012

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,
State Engineer of Nevada, have hereunto set
my hand and the seal of my office,
this 11th day of January, A.D. 2007

Tracy Taylor, P.E.
State Engineer

Completion of work filed December 15, 2004 under 65166

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____

EXHIBIT "A"
PROPOSED PLACE OF USE

<u>DIVISION</u>	<u>SECTION</u>	<u>T-N</u>	<u>R-E</u>	
ALL	1-5	18	18	M.D.B.&M.
E½	6&7	18	18	M.D.B.&M.
ALL	8-17	18	18	M.D.B.&M.
E½	18&19	18	18	M.D.B.&M.
ALL	20-29	18	18	M.D.B.&M.
E½	30&31	18	18	M.D.B.&M.
ALL	32-36	18	18	M.D.B.&M.
ALL	1-5	19	18	M.D.B.&M.
E½	6&7	19	18	M.D.B.&M.
ALL	8-17	19	18	M.D.B.&M.
E½	18&19	19	18	M.D.B.&M.
ALL	20-29	19	18	M.D.B.&M.
E½	30&31	19	18	M.D.B.&M.
ALL	32-36	19	18	M.D.B.&M.
ALL	1-5	20	18	M.D.B.&M.
E½	6&7	20	18	M.D.B.&M.
ALL	8-17	20	18	M.D.B.&M.
E½	18&19	20	18	M.D.B.&M.
ALL	20-29	20	18	M.D.B.&M.
E½	30&31	20	18	M.D.B.&M.
ALL	32-36	20	18	M.D.B.&M.
ALL	1-5	21	18	M.D.B.&M.
E½	6&7	21	18	M.D.B.&M.
ALL	8-17	21	18	M.D.B.&M.
E½	18&19	21	18	M.D.B.&M.
ALL	20-29	21	18	M.D.B.&M.
E½	30&31	21	18	M.D.B.&M.
ALL	32-36	21	18	M.D.B.&M.
ALL	1-36	18	19	M.D.B.&M.
ALL	1-36	19	19	M.D.B.&M.
ALL	1-36	20	19	M.D.B.&M.
ALL	1-36	21	19	M.D.B.&M.
ALL	2-35	18	20	M.D.B.&M.
W½	36	18	20	M.D.B.&M.
ALL	1-12	19	20	M.D.B.&M.
ALL	14-23	19	20	M.D.B.&M.
ALL	26-35	19	20	M.D.B.&M.
ALL	1-36	20	20	M.D.B.&M.
ALL	1-36	21	20	M.D.B.&M.
ALL	1-36	20	21	M.D.B.&M.
ALL	1-36	21	21	M.D.B.&M.

SEE SUPPORTING MAP ON FILE WITH PERMIT NO. 69710